

STEVEN BENITO RUSSO
Chief of Enforcement
DEANNE CANAR
Senior Commission Counsel
FAIR POLITICAL PRACTICES COMMISSION
428 J Street, Suite 620
Sacramento, CA 95814
Telephone: (916) 322-5660
Attorneys for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
STATE OF CALIFORNIA

In the Matter of)	FPPC No.: 04/595
)	
)	
CITIZENS FOR FOOTHILL-DE ANZA, A)	STIPULATION, DECISION and
COMMITTEE TO SUPPORT MEASURE E,)	ORDER
AND ROBERT A. GRIMM,)	
)	
)	
Respondents.)	
)	
)	
)	

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondents Citizens for Foothill-De Anza, a Committee to Support Measure E, and Robert A. Grimm hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this matter, and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondents.

Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural rights set forth in sections 83115.5, 11503 and 11523 of the Government Code, and in section 18361 of title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at

1 Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to
2 subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over
3 the hearing as a hearing officer, and to have the matter judicially reviewed.

4 It is further stipulated and agreed that Respondents Citizens for Foothill-De Anza, a Committee
5 to Support Measure E, and Robert A. Grimm violated the Political Reform Act by failing to send major
6 donor notification letters, in violation of section 84105 of the Government Code (5 counts); by failing to
7 disclose the receipt, repayment, and forgiveness of a loan, in violation of sections 84211, subdivision (f)
8 and 84216 of the Government Code (3 counts); and by failing to disclose non-monetary contributions, in
9 violation of section 84211, subdivision (f) of the Government Code (1 count), as described in Exhibit 1.
10 Exhibit 1 is attached hereto and incorporated by reference as though fully set forth herein. Exhibit 1 is a
11 true and accurate summary of the facts in this matter.

12 Respondents agree to the issuance of the decision and order, which is attached hereto.
13 Respondents also agree to the Commission imposing upon them an administrative penalty in the amount
14 of Twelve Thousand Dollars (\$12,000). A cashier's check from Respondents in said amount, made
15 payable to the "General Fund of the State of California," is submitted with this stipulation as full
16 payment of the administrative penalty, and shall be held by the State of California until the Commission
17 issues its decision and order regarding this matter. The parties agree that in the event the Commission
18 refuses to accept this stipulation, it shall become null and void, and within fifteen (15) business days
19 after the Commission meeting at which the stipulation is rejected, all payments tendered by Respondents
20 in connection with this stipulation shall be reimbursed to Respondents. Respondents further stipulate
21 and agree that in the event the Commission rejects the stipulation, and a full evidentiary hearing before
22 the Commission becomes necessary, neither any member of the Commission, nor the Executive
23 Director, shall be disqualified because of prior consideration of this stipulation.

24 Dated: _____

25 _____
26 Mark Krausse, Executive Director
27 Fair Political Practices Commission
28

1
2 Dated: _____

Citizens for Foothill-De Anza, a Committee to Support
Measure E, Respondent

3
4 By _____
(Robert A. Grimm)

5
6 Dated: _____

Robert A. Grimm, Respondent

7
8 **DECISION AND ORDER**

9 The foregoing stipulation of the parties “In the Matter of Citizens for Foothill-De Anza, a
10 Committee to Support Measure E, and Robert A. Grimm, FPPC No. 04/595,” including all attached
11 exhibits, is hereby accepted as the final decision and order of the Fair Political Practices Commission,
12 effective upon execution below by the Chairman.

13
14 IT IS SO ORDERED.

15
16 Dated: _____

Liane M. Randolph, Chairman
Fair Political Practices Commission